IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: **DNAX Deposit Account No.** **04-1239**	**REQUEST FOR REFUND** (IMPROPER CHARGE OF DEPOSIT ACCOUNT)

In re application of:
 	
    Birgit OPPMAN, et al.
 	
Serial No.: 09/521,335
 	
Filed: March 9, 2000
 	
For: MAMMALIAN CYTOKINES;
      RELATED REAGENTS AND
      METHODS
	Examiner: to be assigned
	
	Art Unit: 1643
	
	Palo Alto, California 94304
	
	November __5__, 2000

Attn: Refund Section, Accounting Division, Office of Finance
Honorable Commissioner of Patents
    and Trademarks
Washington, D.C. 20231

Honorable Sir:

    This is a request for refund, with respect to the DNAX Research Institute's Deposit Account no. 04-1239, shown on the statement dated September 29, 2000, for the above-identified application. A copy of the monthly statement, in which the error related to occurs, accompanies this request.

    On September 11, 2000, a charge for $156.00, associated with Fee Code 102, for two independent claims in excess of three, was posted to DNAX Deposit Account no. 04-1239. Applicants believe that this charge was made in error, as the application contains only one independent claim in excess of three, and should have been charged only $78.00.

Applicants hereby request a refund of the $78.00 believed to be erroneously charged to our deposit account. Please make the refund by crediting DNAX Deposit Account no. 04-1239.

Applicants are concerned that previous requests for refunds have not been acknowledged by the Patent Office despite repeated efforts. If your investigation finds our request or accounting to be an error, we would like to be notified with an explanation of the discrepancy. Otherwise, a prompt refund of funds will be expected.

If a telephone discussion is necessary, please call the undersigned at the number indicated below.

Date: November 5, 2000

By: _____
Edwin P. Ching
Reg. No. 34,090

DNAX Research Institute
901 California Avenue
Palo Alto, California 94304-1104
Phone: (650)852-9196
Fax: (650)496-1200

Enclosures:

1. Copy of Monthly Statement of Deposit Account dated 9/29/2000 (1 page);
2. return receipt postcard

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MONTHLY STATEMENT OF DEPOSIT ACCOUNT

To replenish your Deposit Account, detach and return top portion with your check. Make check payable to Commissioner of Patents & Trademarks.

Account No.	041239
Date	9-29-00
Page	1

DNAX RESEARCH INSTITUTE
ATTN: EDWIN P CHING
901 CALIFORNIA AVENUE

PALO ALTO CA   94304-1104

FINA

PLEASE SEND REMITTANCES TO:
Patent and Trademark Office
P.O. Box 70541
Chicago, Ill. 60673

DATE POSTED MO.	DAY	YR.	CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
9	7	00	94	09650284	DX0613B	101	690.00	19876.00
9	8	00	24	PAYMENT		701	-10000.00	29876.00
9	8	00	65	09149771	DX0759	131	690.00	29186.00
9	8	00	66	09149771	DX0759	117	870.00	28316.00
9	11	00	120	09547432	DX0936K	115	110.00	28206.00
9	11	00	121	09547432	DX0936K	101	690.00	27516.00
9	11	00	122	09547432	DX0936K	105	130.00	27386.00
9	11	00	123	09579350	DX0105K	101	690.00	26696.00
9	11	00	124	09579350	DX0105K	105	130.00	26566.00
9	11	00	125	09521335	DX0935K	101	690.00	25876.00
9	11	00	126	09521335	DX0935K	102	156.00	25720.00
9	11	00	127	09521335	DX0935K	103	180.00	25540.00
9	11	00	128	09521335	DX0935K	105	130.00	25410.00
9	11	00	129	09521335	DX0935K	116	380.00	25030.00
9	15	00	1	09170372	DX0766K	117	870.00	24160.00
9	15	00	2	09270368	SF0802Q	117	870.00	23290.00
9	18	00	27	60231267	DX01169P	114	150.00	23140.00
9	21	00	24	60232328	DX01205P	114	150.00	22990.00
9	25	00	63	60234142	DX01204P	114	150.00	22840.00
9	26	00	1	09344705	DX0517B	117	870.00	21970.00

(handwritten annotations: "DX01035K" next to 09579350 entry; "Indep Claims 156.00 ?" circled next to the 102 fee code entry)

(handwritten note at bottom:) We were charged for two extra independent claims, when there was only one.

	OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT.	20566.00	8596.00	10000.00	21970.00

*** O.D. INDICATES OVERDRAWN